

SCOTT N. SCHOOLS (SCBN 9990)  
 United States Attorney  
 BRIAN J. STRETCH (CABN 163973)  
 Chief, Criminal Division  
 JOSHUA B. EATON (CABN 196887)  
 Assistant United States Attorney  
 450 Golden Gate Avenue, Box 36055  
 San Francisco, California 94102  
 Telephone: (415) 436-0805  
 Facsimile: (415) 436-7234  
 josh.eaton@usdoj.gov

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	No. CR 07-0594 PJH
Plaintiff,	)	
v.	)	<b>STIPULATION AND <del>[PROPOSED]</del></b>
	)	<b>ORDER EXCLUDING TIME FROM</b>
	)	<b>OCTOBER 3, 2007 THROUGH</b>
JEFFREY BENJAMIN HARRISON,	)	<b>NOVEMBER 21, 2007 FROM</b>
Defendant.	)	<b>CALCULATIONS UNDER THE SPEEDY</b>
	)	<b>TRIAL ACT (18 U.S.C. § 3161)</b>

\_\_\_ With the agreement of the parties and with the consent of the defendant, the Court enters this order extending time from calculations under the Speedy Trial Act (18 U.S.C. § 3161) from October 3, 2007 to November 21, 2007. The parties agree, and the Court finds and holds as follows:

1. The defendant is presently charged by criminal information for a violation of 18 U.S.C. §2252(a)(4)(B) and (a)(1). Currently, the matter is scheduled for a change of plea hearing before the Honorable Phyllis Hamilton at 1:30 p.m. on November 21, 2007.
2. The attorney for the defendant is continuing the process of reviewing initial discovery

1 from the government; and the attorney for the defendant believes that an exclusion of time from  
 2 calculations under the Speedy Trial Act is necessary to allow the defense to effectively prepare in  
 3 light of these facts and that the continuance and exclusion is in the defendant's best interests and  
 4 is with the defendant's knowledge and consent; and the attorney for the defendant agrees that the  
 5 exclusion of time from October 3, 2007 to November 21, 2007 is appropriate under the Speedy  
 6 Trial Act, 18 U.S.C. § 3161(h)(8)(B)(iv);

7 3. The defendant understands and joins in the request to exclude time from Speedy Trial  
 8 Act calculations from October 3, 2007 to November 21, 2007 for the reasons stated above; and

9 4. The government agrees to the exclusion of time from Speedy Trial Act calculations for  
 10 the above reasons, and believes it is appropriate in light of the circumstances. The Court finds  
 11 that there is good cause for the exclusion of time under 18 U.S.C. § 3161, and that the ends of  
 12 justice served by granting this continuance outweigh the best interests of the public and of the  
 13 defendant in a speedy trial and the prompt disposition of criminal cases. 18 U.S.C. §  
 14 3161(h)(8)(A). The Court further finds that failure to grant the continuance would deny counsel  
 15 for all parties reasonable time necessary for effective preparation taking into account the exercise  
 16 of due diligence under 18 U.S.C. § 3161(h)(8)(B)(iv).

17 Accordingly, and with the consent of the defendant, the Court orders that the period from  
 18 October 3, 2007 to November 21, 2007 be excluded from the Speedy Trial Act calculations under  
 19 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

20  
 21 IT IS SO STIPULATED.

22  
 23 DATED: November 14, 2007

/S/  
 JOSHUA B. EATON  
 Assistant United States Attorney

24  
 25  
 26 DATED: November 14, 2007

/S/  
 EDWIN PRATHER  
 Attorney for JEFFREY HARRISON

IT IS SO ORDERED.

DATED: 11/19/07

